

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, APRIL 4, 2022.

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Monday, April 4, 2022.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Garballey), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Linsky of Natick) congratulating Ethan Lynch on receiving the Eagle Scout award of the Boy Scouts of America;

Ethan
Lynch.

Resolutions (filed by Mr. Lombardo of Billerica and others) recognizing May 1-7 as Elks National Youth Week;

Elks National
Youth Week.

Resolutions (filed by Mr. Mahoney of Worcester) commending President Laurie A Leshin on her contributions and dedicated service to Worcester Polytechnic Institute, higher education and to the Greater Worcester community;

Laurie
Leshin.

Resolutions (filed by Representatives Muratore of Plymouth, LaNatra of Kingston and Xiarhos of Barnstable) congratulating fire chief Edward Bradley on his retirement from the Plymouth fire department; and

Edward
Bradley.

Resolutions (filed by Mr. Vargas of Haverhill) honoring LULAC for its 93 years of outstanding service and contributions to our country.

LULAC.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Philips of Sharon, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

The following order (filed by Mr. Parisella of Beverly) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Economic Development and Emerging Technologies be granted until Friday, April 15, 2022, within which time to make its final report on current Senate document numbered 2740.

Economic
Development
and Emerging
Technologies
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4680) ought to be adopted. Under suspension of the rules, on motion of Mr. Philips of Sharon, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Ms. Domb of Amherst) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Thursday, May 12, 2022, within which time to make its final report on current Senate documents numbered 495, 496, 502, 503, 513, 517, 525, 557, 558, 561, 562, 569, 570, 579, 603 and 610, and House documents numbered 846, 856, 860, 869, 870, 871, 878, 902, 907, 912, 945, 948, 967, 968, 982, 983, 988, 992, 1002 and 1007.

Environment,
Natural Resources
and Agriculture
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4662) ought to be adopted. Under suspension of the rules, on motion of Mr. Wong of Saugus, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Straus of Mattapoissett) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Friday, June 24, 2022, within which time to make its final report on current Senate documents numbered 2264, 2316 and 2346, and House documents numbered 3511, 3567, 3575, 3594 and 3736.

Transportation
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4679) ought to be adopted. Under suspension of the rules, on motion of Ms. Ferguson of Holden, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Finn of West Springfield, a petition (subject to Joint Rule 12) of Michael J. Finn relative to child welfare protections.

Child
welfare.

By Representative Muratore of Plymouth and Senator Moran, a joint petition (subject to Joint Rule 12) of Mathew J. Muratore, Susan L. Moran and others for legislation to designate a certain portion of state highway Route 3 in the town of Plymouth as the Plimoth Patuxet highway.

Plimoth
Patuxet
highway.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

A Bill prohibiting discrimination based on natural and protective hairstyles (House, No. 4554), came from the Senate passed to be engrossed, in concurrence, with an amendment striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2808. The amendment was referred, under Rule 35, to the committee on Bills in the Third Reading.

Hairstyles,—
discrimination.

A Bill authorizing the town of Berkley to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (Senate, No. 2788) (on Senate, No. 2500) [Local Approval Received], passed to be engrossed by the Senate was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Berkley,—
liquor license.

A petition (accompanied by bill) of Joan B. Lovely for legislation relative to the partition of nominee trusts, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

Nominee trusts.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2810) was referred, in concurrence, to the committee the Judiciary.

Reports of Committees.

Reports

Of the committee on Revenue, ought NOT to pass (under Joint Rule 10) of the petition (accompanied by bill, House, No. 2826) of Christine P. Barber and others relative to further regulating the inclusion of federal gross income in the calculation of the taxation of corporations and to create progressive revenue;

Corporations,—
federal gross
income.

Of the same committee, ought NOT to pass (under Joint Rule 10) of the petition (accompanied by bill, House, No. 2892) of Nika C. Elugardo and others for legislation to establish a separate fund to be known as the Massachusetts power sharing trust fund; and

Power
sharing
trust fund.

Of the same committee, ought NOT to pass (under Joint Rule 10) of the petition (accompanied by bill, House, No. 2943) of Steven S. Howitt and others relative to providing volunteer firefighters and emergency medical technicians with a local option real estate tax exemption;

Volunteer
firefighters
and EMT's,—
local taxes.

Under suspension of the rules, in each instance, on a motion of Mr. Wong of Saugus, the reports were considered forthwith. Pending the question, in each instance, on acceptance of the reports, the petitions were recommitted, on further motion of Mr. Cusack of Braintree.

A report of the committee on Health Care Financing, that the Bill to improve Massachusetts Home Care (House, No. 4471), ought NOT to pass (under Rule 10), was considered forthwith, under suspension of the rules, on motion of Mr. Lawn of Watertown, the question being on rejection.

Home
care.

The House then refused to reject the bill; and it was read; and referred, on motion of the same member, to the committee on Ways and Means.

A report of the committee on Health Care Financing, that the Bill to strengthen emergency preparedness for home care workers (House, No. 4472), ought NOT to pass (under Rule 10), was considered forthwith, under suspension of the rules, on motion of Mr. Lawn of Watertown, the question being on rejection.

Home care
workers,—
emergency
preparedness.

The House then refused to reject the bill; and it was read; and referred, on motion of the same member, to the committee on Ways and Means.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill relative to fire safety (House, No. 2517), be scheduled for consideration by the House.

Fire
safety.

Under suspension of Rule 7A, on motion of Ms. Ferguson of Holden, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the House Bill establishing a sick leave bank for Anastasios Milonopoulos, an

Anastasios
Milonopoulos,—
sick leave.

employee of the Massachusetts Department of Correction (House, No. 4582), be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Giannino of Revere, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the following House bills ought to pass:

Relative to the rural policy advisory commission (House, No. 503);

Relative to technology-enabled teaching and learning (House, No. 680);

Relative to the feasibility of mobile voting for active-duty service members, voters with disabilities and municipalities (House, No. 842); and

Establishing a task force on rate parity and equity in homeless shelters (House, No. 1447).

Severally referred, under Rule 33, to the committee on Ways and Means.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on Senate, No. 1157 and House, No. 1972, a Bill relative to apprenticeship programs (House, No. 4604).

By the same member, for the same committee, on Senate, No. 1174 and House, No. 2011, a Bill protecting the right to time off for voting (House, No. 4605).

By the same member, for the same committee, on Senate, No. 1187 and House, No. 2032, a Bill to protect injured workers (House, No. 4606).

By the same member, for the same committee, on House, No. 1937, a Bill to protect the collective bargaining rights of certain administrative employees (House, No. 4607).

By the same member, for the same committee, on House, No. 1939, a Bill relative to the creation of an advisory group on minority workers and business enterprises (House, No. 4608).

By the same member, for the same committee, on House, Nos. 1975 and 2053, a Bill providing benefits for permanent functional loss (House, No. 4609).

By the same member, for the same committee, on House, No. 1977, a Bill relative to use by caregivers of earned time for school closings (House, No. 4610).

By the same member, for the same committee, on House, Nos. 1996 and 2009, a Bill relative to prevailing wages (House, No. 4611).

By the same member, for the same committee, on House, No. 2048, a Bill relative to the creation of a paid family and medical leave advisory board (House, No. 4612).

By Mr. Gordon of Bedford, for the committee on Public Service, on Senate, No. 1729 and House, Nos. 48 and 2550 and on a part of House, No. 25, a Bill relative to non-Commonwealth entities within the state employees' retirement system (House, No. 4592).

By the same member, for the same committee, on Senate, No. 1758, a Bill allowing Joseph Barbati, a retired member of the Massachusetts Trial Court, an accidental disability retirement option (House, No. 4620).

By Mr. Cusack of Braintree, for the committee on Revenue, on Senate, Nos. 1873, 1890 and 1922 and House, Nos. 2886, 3050 and 3088, a Bill relative to commuter transit benefits (House, No. 4562).

By Mr. Cabral on New Bedford, for the committee on State Administration and Regulatory Oversight, on House, No. 4438, a Bill providing payment to the estate of Jason Davis (House, No. 4570).

Rural policy.

Technology.

Mobile voting,—
commission.

Homeless
shelters.

Apprenticeship
programs.

Voting,—
time off.

Injured
workers.

Collective
bargaining.

Minority
workers and
businesses.

Functional
loss.

Caregivers,—
earned time.

Prevailing
wages.

Paid family
and medical
leave.

State
retirement
system.

Joseph
Barbati.

Transit
benefits.

Jason
Davis.

UNCORRECTED PROOF.

By the same member, for the same committee, on House, No. 3243, a Bill building environmental justice and energy efficiency with jobs (House, No. 4571).

Jobs,—
environmental.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Cutler of Pembroke, for the committee on Labor and Workforce Development, on Senate, No. 1173 and House, No. 2018, a Bill relative to employment protections for victims of abusive behavior (House, No. 4613).

Employment
protections.

By the same member, for the same committee, on Senate, Nos. 1154 and 1183 and House, No. 2019, a Bill regulating the use of credit reports by employers (House, No. 4614).

Credit
reports.

By Mr. Gordon of Bedford, for the committee on Public Service, on House, No. 4278, a Bill relative to the reserve time of public safety personnel in the city of Revere (House, No. 4572) [Local Approval Received].

Revere,—
public safety
personnel.

By the same member, for the same committee, on House, No. 4023, a Bill providing for special police officers in the city of Leominster (House, No. 4573) [Local Approval Received].

Leominster,—
police officers.

By the same member, for the same committee, on House, No. 4356, a Bill authorizing the town of Amherst to continue the employment of Walter (Tim) Nelson (House, No. 4593) [Local Approval Received].

Amherst,—
Walter
Nelson.

By the same member, for the same committee, on House, No. 4280, a Bill authorizing the Berkshire County Retirement System to retire Chad Shimmon, a uniformed member of the town of Great Barrington Police Department (House, No. 4621).

Great
Barrington,—
Chad Shimmon.

By the same member, for the same committee, on House, No. 4124, a Bill authorizing Tisbury to modify fire department employment (House, No. 4622) [Local Approval Received].

Tisbury,—
fire department.

By Mr. Cabral of New Bedford, for the committee on State Administration and Regulatory Oversight, on House, No. 3139, a Bill recognizing Sikh appreciation month (House, No. 4569).

Sikh
appreciation
month.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

The engrossed Bill establishing the behavioral health trust fund and the behavioral health advisory commission (see House, No. 4288, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Behavioral
health.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), was passed to be re-enacted, there being no objection, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed Bill.

UNCORRECTED PROOF.

The engrossed Bill expanding access to adoption (Senate, No. 2616, amended) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Orders of the Day.

The House Bill authorizing the town of Lincoln to establish a means tested senior citizen property tax exemption program (House, No. 4107), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

The House Bill relative to the Mashpee Select Board (House, No. 4293), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time.

Mashpee,—
select board.

Pending the question on passing the bill to be engrossed, Ms. Garlick of Needham moved to amend it by substitution of a bill with the same title (House, No. 4862), which was read.

The amendment was adopted; and the substituted bill was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

At twenty-six minutes after eleven o'clock A.M., on motion of Ms. Ferguson of Holden (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.